IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.28 OF 2004
IN
CONTEMPT PETITION NO.370 OF 1996

Yashwant Vidyapeeth. ..Applicant.

V/s.

Mr.Nemichand K. Shitole & Ors. ..Respondents.

Ms.Sangita Gole for S.G.Deshmukh for applicant.

CORAM: A.M.KHANWILKAR,J

DATE : JANUARY 31, 2006.

P.C. :

1. It is brought to my notice that the petitioner has taken away papers from the erstwhile advocate on record Mr. S.G.Deshmukh and has engaged some other advocate Mr. Deo. It is also pointed out that intimation about the listing of the matter has been duly notified to Mr.Deo. The matter is pending since 1996. Petitioner, although has engaged another advocate, who in turn, if is not sincere in prosecuting the proceedings, the application will have to be rejected. As a consequence, the main petition will have to be rejected as respondent No.1 and 2 who are the principal contemnors have not been served. Hence, both the proceedings are dismissed for non-prosecution.